

IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

Plaintiff,

vs.

CASE NO. 04-F-70 JM
01-F-2

RONALD D. REED, SR.,

Defendant.

VERDICT ORDER

On the 6th day of July, 2005, came the State of West Virginia by William J. Ihlenfeld, II and David F. Cross, Assistant Ohio County Prosecuting Attorneys; and as well came the Defendant, Ronald D. Reed, Sr., in person, and by his counsel, Christopher Scheetz and Edward Gilison.

WHEREUPON, the Court noted that the matter was scheduled for a Jury Trial on this day and the Court did proceed to have the Clerk administer the oath and begin Jury selection. Jury selection and Voir Dire continued until a panel of twenty-three (23) jurors was selected. The parties then were afforded their peremptory strikes and a Jury of twelve (12) men and women were duly sworn and empaneled. The Court also empaneled one (1) alternate Juror who was duly sworn. The opening statements were presented, and the State proceeded to present its case-in-chief.

THEREUPON, the Court resumed the above-styled matter on July 7, 2005, at 9:00 a.m. with the State present and the Defendant, Ronald D. Reed, Sr., and his counsel present and with all jurors present. The State continued to put on its case-in-chief.

THEREUPON, on July 8, 2005, the Court did reconvene the above-styled matter with the State present and the Defendant, Ronald D. Reed, Sr., present with his attorneys .

WHEREUPON, the State concluded the presentation of its case-in-chief on July 8.

WHEREUPON, counsel for the Defendant moved the Court for a Judgment of Acquittal as to all counts. The State did agree that the counts charging "Sexual Assault in the Second Degree" as to J.L.R. should be dismissed. The State objected to any other counts being dismissed, and argued that the State had met its burden. The Court did

ORDER that the counts charging "Sexual Assault in the Second Degree" as to J.L.R. are hereby **DISMISSED**. As to all of the other counts in the Indictment the Court

ORDERED that the Defendant's Motion for Judgment of Acquittal is and shall hereby be **DENIED** and the Defendant's objection is **NOTED** and **SAVED** for the record.

WHEREUPON, the Defendant began the presentation of its case-in-chief on July 8, 2005.

WHEREUPON, the Defendant then concluded the presentation of his case-in-chief and the Court recessed until July 9, 2005, after duly instructing and admonishing the Jury.

WHEREUPON, the matter resumed on July 9, 2005 with the State present, the Defendant, Ronald D. Reed, Sr., present and Defendant's counsel present and the entire Jury present.

WHEREUPON, counsel for the Defendant renewed his Motion for Judgment of Acquittal outside the presence of the Jury and after considering the same the Court did

ORDER that the Defendant's Motion of Judgment of Acquittal is hereby **DENIED** and the Defendant's objection is **NOTED**.

WHEREUPON, the Jury was charged and the State and Defendant gave their respective closing arguments. The Court then excused the alternate Juror and the Jury retired to the Jury Room for deliberations.

THEREUPON, the Jury did indicate that they had reached a verdict and the Court convened the Jury, in open Court, with the State present, the Defendant present with his counsel. The Court then requested the Verdict Form from the Foreperson, William Piko, and the Court did read into the record the verdict, as follows:

1. As to the victim referred to as J.L.R. in the Indictment, the Jury returned verdicts of Guilty as to two(2) counts of "Incest", and as to two (2) counts of "Sexual Abuse by a Parent";
2. As to the victim referred to as J.P. in the Indictment, the Jury returned verdicts of Guilty as to one (1) count of "Sexual Assault in the First Degree" and as to one (1) count of "Sexual Abuse by a Custodian";
3. As to the victim referred to as A.P. in the Indictment, the Jury returned verdicts of Guilty as to thirty (30) counts of "Sexual Assault in the Third Degree" and as to thirty (30) counts of "Sexual Abuse by a Custodian."

WHEREUPON, the Court inquired of the parties and the State did not request a poll of the Jury but the Defendant did request a poll of the Jury and each member of the Jury indicated that this was their verdict. Both parties did review the verdict form. And it is

ORDERED that the verdict form shall be FILED and made a part of the record. And it is

ORDERED that the Defendant, Ronald D. Reed, Sr., is **ADJUDICATED GUILTY** of two counts of "Incest" as it pertains to J.L.R. It is further

ORDERED that the Defendant, Ronald D. Reed, Sr., is **ADJUDICATED GUILTY** of two counts of "Sexual Abuse by a Parent" as it pertains to J.L.R. It is further

ORDERED that the Defendant, Ronald D. Reed, Sr., is **ADJUDICATED GUILTY** of one count of "Sexual Assault in the First Degree" as it pertains to J.P. It is further

ORDERED that the Defendant, Ronald D. Reed, Sr., is **ADJUDICATED GUILTY** of one count of "Sexual Abuse by a Custodian" as it pertains to J.P. It is further

ORDERED that the Defendant, Ronald D. Reed, Sr., is **ADJUDICATED GUILTY** of thirty counts of "Sexual Assault in the Third Degree" as it pertains to A.P. It is further

ORDERED that the Defendant, Ronald D. Reed, Sr., is **ADJUDICATED GUILTY** of thirty counts of "Sexual Abuse by a Custodian" as it pertains to A.P.

WHEREUPON, the Court indicated that a Sentencing Hearing would be held at a later date.

And it is

ORDERED that the Adult Probation Officer shall complete a Pre-Sentence Investigation Report.

WHEREUPON, counsel for the Defendant moved for an extension of time to file Post Trial Motions and the Court did grant said Motion. It is further

ORDERED that the Defendant, Ronald D. Reed, Sr., shall be remanded to the custody of the Ohio County Sheriff to be transported to the Northern Regional Jail to await sentencing. It is further

ORDERED that the Clerk of the Circuit Court of Ohio County is to provide an attested copy of this Order to respective counsel.

ENTER this 25th day of August, 2005.

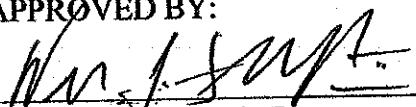
/s/ James P. Mazzone

JAMES P. MAZZONE, JUDGE


A copy, Teste:

Brenda L. Miller
Circuit Clerk

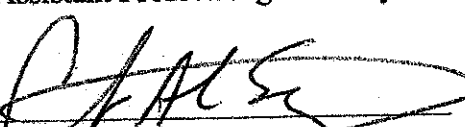
APPROVED BY:



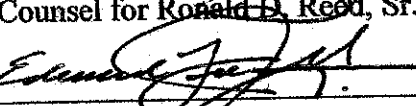
William J. Thlenfeld, II
Assistant Prosecuting Attorney



David F. Cross
Assistant Prosecuting Attorney



Christopher Scheetz
Counsel for Ronald D. Reed, Sr.



Edward Gillison
Counsel for Ronald D. Reed, Sr.

CIRCUIT COURT
IN THE CIRCUIT COURT OF OHIO COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

Plaintiff,

vs.

RONALD D. REED, SR.,

Defendant.

CASE NO. 04-F-70 JM

SENTENCING ORDER

On the 2nd day of September, 2005, came the State of West Virginia by Scott R. Smith, Ohio County Prosecuting Attorney, and William J. Ihlenfeld, II and David F. Cross, Assistant Ohio County Prosecuting Attorneys; and as well came the Defendant, Ronald D. Reed, Sr., in person, and by his counsel, Christopher Scheetz and Edward Gillison.

THEREUPON, the Court noted that the matter was scheduled for sentencing on this date, as the Defendant had previously been convicted by a jury of sixty-six counts of felony sex charges.

THEREUPON, the Court noted that the Defendant had filed a Motion for Judgment of Acquittal and a Motion for a New Trial. Both sides offered argument in regard to the motions, and the Court, upon consideration of the pleadings filed and the arguments made, did **DENY** the Defendant's post-trial motions. Therefore it is

ORDERED that the Rule 33 Motion for a New Trial is denied. It is further

ORDERED that the Rule 29(c) Motion for a Judgment of Acquittal is denied.

THEREUPON, the Court asked if the parties had received a copy of the pre-sentence investigation report. Both sides indicated that they had received the report, and neither side had an objection to the contents of said report.

THEREUPON, the Defendant was provided with his right of allocution, and the Defendant did address the Court. Counsel for the Defendant then asked for and received permission for friends and relatives of the Defendant to address the Court. Jack Klinesmith, Linda Yeater, and Joann Anderson all addressed the Court on behalf of the Defendant.

WHEREUPON, counsel for the Defendant did provide argument to the Court regarding sentencing.

WHEREUPON, counsel for the State did provide argument regarding sentencing, and requested that the Court impose the maximum possible sentence. The State then asked for and received permission for two of the victims to make statements to the Court. The two victims addressed the Court and the Defendant, and each provided sentencing recommendations.

THEREUPON, the Court, upon careful consideration of all of the matters within the record, the statements of counsel on this date, the statement of the defendant, the statements of the witnesses, and the statements of the victims, did impose the following sentence:

1. As to 31 counts of "Sexual Abuse by a Custodian", the Defendant is sentenced to not less than 10 nor more than 20 years in prison on each count;
2. As to 30 counts of "Sexual Assault in the Third Degree", the Defendant is sentenced to not less than 1 nor more than 5 years in prison on each count;
3. As to 2 counts of "Sexual Abuse by a Parent", the Defendant is sentenced to not less than 10 nor more than 20 years in prison on each count;
4. As to 2 counts of "Incest", the Defendant is sentenced to not less than 5 nor more than 15 years in prison on each count;